

On 6 May 2009, the government filed a one-count indictment against Eled Anyosa-Maldonado for illegal reentry following deportation in violation of 8 U.S.C. § 1326. On 18 May 2009, a hearing was held in which Eled Anyosa-Maldonado entered a plea of not guilty before Magistrate Judge David S. Perelman. On 29 June 2009, Magistrate Judge White received Eled Anyosa-Maldonado's plea of guilty and issued a Report and Recommendation ("R&R")

concerning whether the plea should be accepted and a finding of guilty entered.

Neither party submitted objections to the Magistrate Judge's R&R in the ten days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. Eled Anyosa-Maldonado is found to be competent to enter a plea. He understands his constitutional rights. He is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis for the plea. The Court finds the plea was entered knowingly, intelligently, and voluntarily. The plea is approved.

Therefore, Eled Anyosa-Maldonado is adjudged guilty of Count One in violation of 8 U.S.C. Section 1326.

Sentencing will be:

**15 September 2009 at 9:30 a.m.**

**Courtroom 19-A  
19th Floor, United States District Court  
801 West Superior Avenue  
Cleveland, Ohio 44113**

IT IS SO ORDERED.

Dated: 11 September 2009

/s/Lesley Wells  
UNITED STATES DISTRICT JUDGE